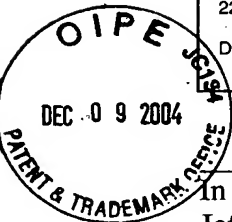


12-13-04

1638 \$
[Signature]

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV355389075US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.
Dated: December 9, 2004 Signature: [Signature]
(Amy E. Mandragouras)

Docket No.: BGNB129CP2DV2CN
(PATENT)



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Jeffrey L. Browning *et al.*

Application No.: 10/040281

Confirmation No.: 9658

Filed: November 7, 2001

Art Unit: 1635

For: Lymphotoxin-B, Lymphotoxin-B Complexes,
Pharmaceutical Preparations And Therapeutic
Uses Thereof

Examiner: S. McGarry

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This Amendment and Response is responsive to the rejections raised in the non-final Office Action mailed June 9, 2004. A request for the appropriate extension of time is being filed concurrently herewith.

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 3 of this paper.

**AMENDMENT TRANSMITTAL LETTER**Docket No.
BGNB129CP2DV2CNApplication No.
10/040281-Conf. #9658Filing Date
November 7, 2001Examiner
S. McGarryArt Unit
1635Applicant(s): Jeffrey L. BROWNING *et al.*

Invention: Lymphotoxin-B, Lymphotoxin-B Complexes, Pharmaceutical Preparations And Therapeutic Uses Thereof

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is an amendment in the above-identified application.

The fee has been calculated and is transmitted as shown below.

CLAIMS AS AMENDED					
	Claims Remaining After Amendment	Highest Number Previously Paid	Number Extra Claims Present	Rate	
Total Claims	5	- 28 =		x 18.00	0.00
Independent Claims	1	- 9 =		x 88.00	0.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					
Other fee (please specify): Extension for response within third month					1020.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT:					1020.00

☒ Large Entity☐ Small Entity☐ No additional fee is required for this amendment.☒ Please charge Deposit Account No. 12-0080 in the amount of \$ 1020.00.
A duplicate copy of this sheet is enclosed.☐ A check in the amount of \$ _____ to cover the filing fee is enclosed.☐ Payment by credit card. Form PTO-2038 is attached.☒ The Director is hereby authorized to charge and credit Deposit Account No. 12-0080 as described below. A duplicate copy of this sheet is enclosed.☒ Credit any overpayment.☒ Charge any additional filing or application processing fees required under 37 CFR 1.16 and 1.17.Dated: December 9, 2004Amy E. Mandragouras
Attorney Reg. No.: 36,207LAHIVE & COCKFIELD, LLP
28 State Street
Boston, Massachusetts 02109
(617) 227-7400

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV355389075US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below.

Dated: December 9, 2004

Signature: _____

(Amy E. Mandragouras)